

REMARKS AND ARGUMENTS

This is in response to the Office Action dated 03/05/2004, and, pursuant to 37 C.F.R. 1.136(a), applicant requests a three-month extension of time to respond to such office action, extending the deadline from 06/05/2004 to 09/05/2004. The fee for such extension may be charged to the Deposit Account of the undersigned, **Account No. 50-0894**.

Per phone conversation of 08/17/2004 and as stated on RCE transmittal, the Examiner is respectfully requested not to consider the previously submitted 05/05/2004 Amendment. In its place, please consider the following.

Claim 1 stands rejected under 35 U.S.C. § 103 in view of Schneider (US 4,626,250). It is respectfully submitted that, as currently amended, the present invention is clearly distinguishable from Schneider. All previous arguments of Applicant are reurged in light of this amendment. The amended claim recites a primary receiver unit of substantially rigid material, which gives the present invention a recited physical structure such as clearly distinguishes it over Schneider.

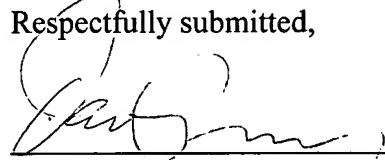
Further, Applicant respectfully submits that the specification supports the proposed amended limitations. The claims recite “a primary receiver unit for accommodating a male penis during urination, configured for juxtaposition to and temporary *seating against* the adjacent pubic area.” This clearly supports the limitation of the primary receiver being comprised of substantially rigid material. In order to be seated against something, the object at issue must have a substantially rigid makeup. Further, it is clearly seen in Figure 1 that the primary receiver is substantially rigid. Indeed, Lid 30 would not work on a receiver that was anything but substantially rigid.

In view of the above, it is submitted that Claim 1 is in a condition for allowance. Reconsideration and withdrawal of the rejections and objections are hereby requested. Allowance

of Claim 1 at an early date is solicited.

If impediments to allowance of Claim 1 remain and a telephone conference between the undersigned and the examiner would help remove such impediments in the opinion of the examiner, a telephone conference is respectfully requested.

Respectfully submitted,



David G. Henry
Registration No. 32,735
900 Washington Ave.
P.O. Box 1470
Waco, TX 76703-1470
(254) 755-4234
(254) 754-6331 (Fax)
henry@namanhowell.com

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450, on this the 19 day of August, 2004



DAVID G. HENRY